

Yacovone, Krista

From: Hatfield, William S. <WHatfield@gibbonslaw.com>
Sent: Friday, April 15, 2016 5:22 PM
To: Cardiello, Frank
Cc: Thomas.Carroll@USDOJ.GOV; Otero, Camille V.; Robin E Lampkin
Subject: LCP Chemicals, Inc. Superfund Site - Ashland Inc.'s Response to Modified 104e Request by EPA
Attachments: SKMBT_C454e16041518220.pdf; SKMBT_C454e16041517320.pdf

Frank:

On behalf of Ashland Inc., please see attached.

Regards,

Bill

William S. Hatfield
Director Real Property & Environmental
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**RESPONSE OF ASHLAND INC. (“ASHLAND”)
TO EPA’S MODIFIED SECTION 104(e) INFORMATION REQUEST IN THE MATTER
OF LCP CHEMICALS, INC. SUPERFUND SITE**

1. Provide copies of all casualty, liability and/or pollution insurance policies, and any other insurance contracts (including, but not limited to, Environmental Impairment Liability, Pollution Legal Liability, Cleanup Cost Cap or Stop Loss Policies, Institutional Controls and Post Remediation Care Insurance) that you maintain or have maintained may potentially provide, or previously has provided, insurance for bodily injury, property damage and/or environmental contamination in connection with the GAF and/or the LCP Linden Sites. Include, without limitation, all comprehensive general liability, primary, excess, and umbrella policies.

RESPONSE:

Ashland does not maintain any insurance policies that may potentially provide insurance for bodily injury, property damage and/or environmental contamination in connection with the GAF and/or the LCP Linden Sites. See the response of ISP Environmental Services Inc. (“IES”) to the separate information request sent to IES.

2. If there are any such policies from Question 1 above of which you are aware but neither possess copies, nor are able to obtain copies, identify each such policy to the best of your ability by identifying:

- a. The name and address of each insurer and each insured;
- b. The type of policy and policy numbers;
- c. The per occurrence policy limits of each policy; and
- d. The effective dates for each policy.

RESPONSE:

a. There are no such policies within Ashland's possession. See IES's response to the separate information request sent to IES.

b. There are no such policies within Ashland's possession. See IES's response to the separate information request sent to IES.

c. There are no such policies within Ashland's possession. See IES's response to the separate information request sent to IES.

d. There are no such policies within Ashland's possession. See IES's response to the separate information request sent to IES.

3. Provide copies of all settlements with any insurer which relate in any way to environmental liabilities and/or to the policies referenced in Questions 1 and 2 above, including:
- a. The date of the payment or settlement;
 - b. The scope of release provided in connection with such payment or under such settlement;
 - c. The amount of money paid by the insurer.

RESPONSE:

- a. There are no such settlements within Ashland's possession. See IES's response to the separate information request sent to IES.
- b. There are no such settlements within Ashland's possession. See IES's response to the separate information request sent to IES.
- c. There are no such settlements within Ashland's possession. See IES's response to the separate information request sent to IES.

4. Provide copies of all communications by or on behalf of: G-1 Holdings Inc., GAF Chemical Corp., GAF Corporation or their successors or predecessors or Ashland Inc., International Specialty Products, Inc., ISP Environmental Services, Inc. or their successors or predecessors, with any insurance companies that evidence, refer, or relate to claims made or costs incurred in connection with the LCP Linden Site under any insurance policy referenced in Questions 1 and 2 above. Include any responses from the insurer with respect to any claims.

RESPONSE:

There are no such documents within Ashland's possession. See IES's response to the separate information request sent to IES.

5. Provide copies of all reports, correspondence and other records and documents filed with or submitted to the U.S. Securities and Exchange Commission (“SEC”) or its staff, and the SEC’s responses thereto, referencing the GAF and/or the LCP Linden Sites or insurance claims for the GAF and/or the LCP Linden Sites.

RESPONSE:

There are no such documents within Ashland’s possession. See ISP’s response to the separate information request sent to ISP.

6. Provide copies of all records and documents:
- a. prepared during the time period January 1, 1988 to December 31, 1991, that define, characterize, describe or otherwise explain the meaning of the following terms as those terms are used in the attached Exhibit A and Exhibit B:
 - i. “Chemicals Business” (See Exhibit A, Paragraph 4(i).)
 - ii. “Specialty Chemicals” (See Exhibit A, Paragraph 4(i).)
 - iii. “Linden Site” (See Exhibit B, Schedule of Liabilities and Obligations.)
 - b. prepared prior to January 1, 2012, that define, characterize, describe or otherwise explain the meaning of the term “Project Aware” as that term is used in the attached Exhibit A, Paragraph 4(iii) (B).

Bresponse:

See IES’s response to the separate information request sent to IES.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of Ohio

County of Franklin

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that I am under a continuing obligation to supplement my response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or my response thereto should become known or available to me.

Robine Hampkin
NAME

Senior Group Counsel
TITLE

[Signature]
SIGNATURE

Sworn to before me this 15th
day of April, 2016

[Signature]
Notary Public



Wendi M Hunter
Notary Public, State of Ohio
My Commission Expires 12-13-19

April 15, 2016

VIA E-MAIL AND OVERNIGHT MAIL

Frank X. Cardiello, Esq.
Assistant Regional Counsel
U.S. Environmental Protection Agency
Region 2
290 Broadway
New York, NY 10007-1866

**Re: LCP Chemicals, Inc. Superfund Site
Response of Ashland Inc. to EPA's
Modified 104e Request for Information**

Dear Mr. Cardiello:

As you know, this firm has been retained to represent Ashland Inc. ("Ashland") in connection with the LCP Site in Linden, New Jersey. Enclosed are Ashland's initial responses to EPA's Request for Information in the Matter of LCP Chemicals, Inc. Superfund Site dated January 29, 2016, as amended and modified by EPA's February 15, 2016 letter. As discussed and agreed, Ashland hereby makes its initial response to EPA's request based on the information available. Please be advised that Ashland will supplement its response after additional information is gathered and becomes available.

In the interim, please contact me if you have any questions concerning this matter.

Thank you.

Sincerely,



William S. Hatfield
Director

Enclosure

cc: Thomas Carroll, Esq. - Department of Justice (w/enclosure via email)